

**MUNICIPALITY OF GERMANTOWN COUNCIL**

**TUESDAY, FEBRUARY 18, 14**

The Municipality of Germantown Council met in regular session on February 18, 2014 at 7:00 p.m. in the Municipal Building Council Chambers.

**PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was recited.

**MEMBERS PRESENT:**

The following members were present at the Call to Order: Mayor Stephen Boeder, Mr. Terry Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn and Mr. Brian Wafzig

**MEMBERS ABSENT:**

None.

**ALSO PRESENT:**

Also present were Anna Sizemore, Municipal Manager; Tom Schiff, Law Director; Dan Alldred, Fire Chief; Roy McGill, Chief of Police; Kelli Sanders-Novak, Clerk of Council and several visitors.

**APPROVAL OF MINUTES:**

Mayor and Council reviewed the February 3, 2014 Regular Session minutes.

**MOTION:** Mr. Koogle moved to adopt the February 3, 2014 Regular Session minutes as submitted.

**ROLL CALL:** Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, abstained; Mayor Boeder, yes. 4-yes, 1-abstension. **MOTION CARRIED.**

Mayor and Council reviewed the February 3, 2014 Work Session minutes.

Mayor Boeder stated on Page 2 under “Frozen Water Meters” should read “frigid” not “fidget”. Under “East Market Street Sidewalks” he was referring to the cross walk at Route 4 and East Market Street. The East Market Street hill does have a sidewalk.

Mr. Koogle suggested removing the word “Hill” from Mayor Boeder’s statement to make it accurate.

**MOTION:** Mr. Johnson moved to accept the February 3, 2014 Work Session minutes as amended.

**ROLL CALL:** Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, abstained; Mayor Boeder, yes. 4-yes, 1-abstension. **MOTION CARRIED.**

Mayor and Council reviewed the February 10, 2014 Special Session minutes.

**MOTION:** Mr. Johnson moved to accept the February 10, 2014 Special Session minutes as submitted.

**ROLL CALL:** Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. **MOTION CARRIED.**

**PUBLIC RECOGNITION:**

None.

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**CITIZEN'S FORUM:**

Linda Raleigh, 921 West Market Street, expressed concern about a letter/bill she received from the City, regarding her rental property located at 877 West Market Street. Her tenant moved out leaving her the water bill of \$1554.00. She asked the Water Department Clerk to shut off the water if any of her tenants do not pay. She would like someone to explain why this bill is so high and why the water was not shut-off on the 15th of the month.

Mrs. Sizemore responded by saying that we are going through and cleaning up delinquent utility accounts and this is one of them. This account had a catch-up when the meter was changed and we did turn the water off for non-payment. Some people have ways of turning the water on without us knowing. We have also received bad checks from the tenant at this address. This account has never had a zero balance and we were not notified that this tenant had moved out and we have no forwarding address. We did have several estimated bills for this account and when we got the actual reading is when the bill became so high.

Mrs. Sizemore went on by saying the letter Ms. Raleigh is speaking of states that an assessment will be placed against the property if the bill is not paid, but it also states that we are willing to work with them and make payment arrangements. We are now notifying the landlords/owners when bills are delinquent to hopefully prevent this from happening again.

Mayor Boeder stated that when the new meters were installed and an actual reading was read there was a large spike in some accounts.

Council will review this matter during a work session for further discussion.

Mayor Boeder announced that tonight's meeting should be short and the executive session will be lengthy. We will not be having a work session tonight after executive session.

**MANAGER'S REPORT:**

Mrs. Sizemore reviewed her report.

**CLERK'S REPORT:**

None.

**LAW DIRECTOR'S REPORT:**

He sent an email today regarding proposed ordinance/definitions for animals and fowl in the Municipality. He would like to review this information with Council at a later work session.

**POLICE CHIEF'S REPORT:**

Chief McGill handed out the 2013 Year End Review for the Department and he briefly reviewed it.

Mayor Boeder read a portion of a letter from Jeffery Payne, President of the Greater Montgomery County Fire Chief Association and Charles J. Gift, President of the Montgomery County Association of Police Chiefs, thanking Chief McGill and his staff, Officer Ryan Saver, Officer Jason Mowery, Officer Josiah Shoemaker and Officer Benton Smith for attending the January banquet as the Honor Guard.

Mayor Boeder went on by saying this is a proud moment for the City of Germantown and he extended his appreciation to the individuals for attending this event.

Chief McGill stated that this year he is starting his 39<sup>th</sup> year behind the badge and thanks Germantown for allowing him to do it.

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**FIRE CHIEF'S REPORT:**

Chief Alldred reviewed the January Fire-EMS report.

Mr. Koogle questioned if anyone is maintaining the defibrillators that GRS gave to the local establishments a few years back. Also is there proper training that went along with these devices.

Chief Alldred replied that it was his understanding, that the agreement was when they were given to the individuals; the individuals took responsibility of maintaining them and also getting the proper training.

Mr. Koogle asked if Chief Alldred would look into the defibrillators and make sure they have batteries and that the individuals know how to use them. He would hate to see something tragic happen due to lack of training or a dead battery.

**MAYOR'S REPORT:**

He has received several compliments stating the Street Department has done a great job clearing the snow from the roads. It is a huge plus for us to hear that we are taking care of things and that people are able to get through the City.

He was trying to engineer something with the Clean Ohio Program for the Camp Miami Property and he was not successful. The City was not eligible.

He attended the Mayors meeting the other night in Oakwood. This is a fantastic group of people. Mayors and Managers get together monthly to discuss various topics. He feels that Germantown has a significant impact on how things are done in the region. Many local communities attend the meetings from Sidney to Fairborn to Carlisle and Dayton. Even though many of these communities may be larger than Germantown, we tend to all have the same issues.

He went on by thanking the Council members for attending the special meeting on February 10.

He intends to give the State of the City Address at the March 3 meeting.

**COUNCIL MEMBER'S REPORT:**

**Mr. Johnson's Report:**

He announced that the next Pool Board meeting would be February 19.

The VV Base sign-ups will be on-line only. Sign-ups on-line will continue thru March 1.

He went on by thanking the Street Department for their great job of clearing the streets.

**Mr. Koogle's Report:**

He stated that he had received several calls complementing the street crews on the clearing of the roads of snow. He also had received 6 complaints regarding how fast the plows were driving. He suggested that Jonathan speak with the crews and ask them to slow down.

**Mr. Kuhn's Report:**

None.

**Mr. Wafzig's Report:**

None.

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**Legislation:**

**Introduction:**

RESOLUTION NO. 14-22

A RESOLUTION AUTHORIZING THE REQUEST FOR ADVANCE OF TAXES FOR 2014 COLLECTED BY THE TREASURER OF MONTGOMERY COUNTY, STATE OF OHIO.

Mayor Boeder stated the Public Hearing would be March 3, 2014.

RESOLUTION NO. 14-23

A RESOLUTION TO AUTHORIZE THE TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE STREET CAPITAL IMPROVEMENT FUND.

Mayor Boeder stated the Public Hearing would be March 3, 2014.

**Public Hearing:**

RESOLUTION NO. 14-13

A RESOLUTION TO AUTHORIZE THE MUNICIPAL MANAGER TO ENTER INTO AN AGREEMENT WITH THE CITY OF MIDDLETOWN TO ACCEPT ADULT PRISONERS OF THE MUNICIPALITY OF GERMANTOWN WHO ARE ARRESTED ON MINOR MISDEMEANOR CHARGES.

Mayor Boeder opened the Public Hearing, Mayor and Council were not addressed. The Public Hearing was then closed.

**MOTION:** Mr. Kuhn moved to adopt Resolution No. 14-13.

ROLL CALL: Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED.

**EXCUSE ABSENT MEMBERS:**

None.

**MOTION:** Mr. Kuhn moved to adjourn to Executive Session to consider the appointment of a public official and discuss the compensation of the Law Director.

ROLL CALL: Mr. Johnson, yes; Mr. Koogle, yes; Mr. Kuhn, yes; Mr. Wafzig, yes; Mayor Boeder, yes. 5-yes, 0-no. MOTION CARRIED

Mayor and Council adjourned to Executive Session at 7:40 p.m.

**EXECUTIVE SESSION:**

**PRESENT:**

The following members were present at the start of the Executive Session: Mayor Stephen Boeder, Mr. Terry Johnson, Mr. Lynn Koogle, Mr. Michael Kuhn, and Mr. Brian Wafzig.

**MEMBERS ABSENT:**

None.

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**ALSO PRESENT:**

Also present were Anna M. Sizemore, Municipal Manager, Tom Schiff, Law Director and the Council Candidates: Mr. Mark Heistand, Mr. Scott Johnson, Mr. Robert Rettich and Mrs. Cassandra Cotterman. They were each asked to stay for individual interviews.

The aforementioned persons considered the appointment of a public office and discussed the Law Directors compensation.

**MOTION:** Mr. Kuhn motioned to return to regular session.

VOICE VOTE ON MOTION. ALL IN FAVOR. MOTION CARRIED.

Mayor and Council reconvened into Regular Session at 9:34 p.m.

All agreed to tentatively meet on February 20 at 6:00 p.m. in special session.

**ADJOURNMENT:**

There being no further business to come before the Council, Mr. Kuhn moved to adjourn the meeting.

The meeting adjourned at 9:47 p.m.

Respectfully Submitted,

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Kelli R. Sanders-Novak  
Clerk of Council

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Stephen A. Boeder  
Mayor